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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Steven J. Smith et al.

Appln. No.: 10/695,228

Confirm. No.: 4973

Filed: October 28, 2003

Title: SYSTEMS AND METHODS FOR GOVERNING THE
PERFORMANCE OF HIGH VOLUME ELECTRONIC MAIL
DELIVERY

PATENT APPLICATION

Art Unit: 2143

Examiner: Not yet assigned

Customer No. 23910

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

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Laura Hulac (Signature)

Laura Hulac

Signature Date: 6-6-05

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We would like to request a refund in the amount of \$180.00 for the Information Disclosure Statement that we filed on May 24, 2005. The Information Disclosure Statement was filed prior to the first Office Action and thus no fee is due.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Respectfully submitted,

Date: 6/6/2005

By: DJB
Daniel J. Burns
Reg. No. 50,222

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The U.S. Patent Office date stamp and Serial No. (if a new application) sets forth the date of receipt of:

Applicant(s): Steven J. Smith et al.
Patent/Serial No.: 10/695,228
Issued/Filing Date: October 28, 2003
Title: Systems and Methods for Governing the Performance of High Volume Electronic Mail Delivery

Enclosed:

- Return Postcard;
- Check No. 69897 in the amount of \$180.00;
- Information Disclosure Statement under CFR §1.56 (*a duplicate copy is enclosed*);
- PTO Form 1449 (*a duplicate copy is enclosed*)

File No.: MNDSH-1003us0
Date Mailed: May 24, 2005

Attorney/Sec.: Daniel J. Burns/lh

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ASW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Steven J. Smith et al.
Appln. No.: 10/695,228
Confirm. No.: 4973
Filed: October 28, 2003
Title: Systems and Methods for
Governing the Performance of
High Volume Electronic Mail
Delivery

PATENT APPLICATION

Art Unit: 2143
Examiner: Not Yet Assigned

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Laura Hulac (Signature)

Laura Hulac

Signature Date: May 24, 2005

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- ✓ Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- ✓ Copies of cited U.S. patents and publications are not enclosed. However, copies of cited foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98(a)(2), as required, except for those items designated by an asterisk (*), which were previously submitted by the applicant in a parent application, from which benefit under 35 U.S.C. §120 is claimed, with an *Information Disclosure Statement* submitted in the parent application which complies with the September 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c), as allowed under 37 C.F.R. §1.98(d)(1).

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Attorney Docket No.: MNDSH-01003us0 SRM/DJB
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Adjustment date: 07/19/2005 SDIRETA1
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DAH: 061325 Name/Number: 10028787
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